

DISCREPANCIES ARE FOUND IN LIMESTONE

Examiner Gorman Submits Report to O'Neal

MONEY PAID ILLEGAL

Ex-Superintendent of Education, McClellan Owe State \$899.25 for Salaries Paid Teachers Without Legal Authority

Montgomery, October 25.—(Special.)—Owing to negligent and careless methods of bookkeeping, W. H. McClellan, ex-superintendent of education of Limestone county, owes the state of Alabama \$899.25, for salaries paid teachers without legal authority, according to a report submitted to Governor O'Neal today by Examiner of Public Accounts J. T. Gorman. In addition to the money illegally paid to teachers, Mr. McClellan also owes the state a small sum of money which he collected from the library fund and illegally distributed to school districts, and \$118.44 which he collected as rent for sixteenth section lands, and turned over to the treasurer of school funds rather than to the state superintendent of education.

The money paid out for teachers' salaries was held to be illegal because of the fact that Mr. McClellan used that much of the state appropriation for the payment of debts which had accrued during the previous year.

Mr. Gorman cites an opinion of Attorney General R. C. Brickell regarding the payment of teachers' salaries. "I am of the opinion," said the attorney general, "that the county boards have no right to use any of the money appropriated by their counties for the payment of any debt which has accrued any previous year."

Mr. McClellan and the county board of education are held jointly liable to the state for the payment of the money.

According to the examiner: "The records of his office are very imperfectly kept. He practically had no system of bookkeeping."

Discrepancies in County Funds

Examiner Gorman charges William Bridgforth, county treasurer, with \$38,622.33, special taxes authorized by the county for the construction of public buildings, bridges and roads, which was deposited to the credit of the general fund rather than to the credit of the special fund. This discrepancy is purely technical and accrued as the result of the payment of those taxes to the county treasurer by the tax collector as special taxes, and being deposited to the credit of the general fund.

Examiner Gorman charged Henderson Legg, circuit clerk, with \$500 for fees illegally collected by him for ex officio services. Mr. Legg owes this money to the county, according to the examiner, based on an opinion of the attorney general.

Other small discrepancies were found by the examiner, and of which were based on opinions of the attorney general.

The various amounts charged to the county officials are: George Malone, probate judge, due state \$24.75; due county, \$15.54; C. E. Frost, school treasurer, due state \$55.70; corporations, due state \$114; due county \$57; both of which amounts were paid; J. E. Gray, tax assessor, due county, \$100.

MEXICO TO ELECT CHIEF EXECUTIVE TO SUCCEED HUERTA BY BALLOT TODAY

(Continued from Page One)

part of the voters. It bore the signatures of Calles, Gammon, De La Fuente, Requena and Rascon.

DIAZ TO REMAIN IN VERA CRUZ

Vera Cruz, October 25.—Gen. Felix Diaz decided to remain at Vera Cruz for the night. It is possible he may accompany Colonel Vidaurrazaga to Mexico City Sunday morning.

Expecting arrest at any minute, sub-

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Fill in your name and address on the blank lines below, cut out the coupon and mail to The Poso Company, 3880 Poso Bldg., Cincinnati, Ohio. Enclose ten cents in stamps or silver in evidence of good faith and to help cover packing, postage, etc., and a full \$1.00 package will be sent you at once by mail, no profit, one charge.

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Redfield Elected

Grand Rapids, Mich., October 25.—At the closing session here this afternoon of the National Society for the Promotion of Industrial Education, William C. Redfield, secretary of Commerce, was elected president.

Director's Meeting Called

Berlin, October 25.—The Vossische Zeitung says that a meeting of the Reichsbank directors has been called for Monday morning. It adds that they will probably decide upon a reduction of the discount rate to 4 1/2 per cent.

Monas Arrested

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Deaths and Funerals

I. N. Brazeal

The remains of I. N. Brazeal, aged 84 years, who died at Mountain Creek Friday night, will be sent to Calera for interment at 11 o'clock today.

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Mrs. Alex Ellerbe

Greensboro, October 25.—(Special.)—Mrs. Alex Ellerbe died at 6 o'clock this morning at her home, two miles from Greensboro, after having been in failing health for several years. Mrs. Ellerbe was one of the most esteemed, intellectual and prominently connected women of the state. She was the daughter of the late Bishop Nicholas Hammer Cobbs, first bishop of the diocese of Alabama. She was born in Bedford county, Virginia, and was married in Montgomery January 7, 1838. For the past 20 years Mrs. Ellerbe lived in Greensboro.

Mrs. Ellerbe is survived by her husband, one brother, the Rev. R. H. Cobbs, and one sister, Mrs. Charlotte Ellerbe, besides the families here of Dr. Cobbs and Judge C. E. Walter; also the Rev. E. E. Cobbs of Montgomery; William A. Cobbs and Mrs. Danforth of Birmingham; Clarence Ellerbe of Shreveport, and Mrs. William B. Hall of Sewanee, nephews and nieces.

Lige Loy Undertaker. Phone 70

JOHN'S Undertaking Co. Phone 102

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Granddaughter of President Harrison To Marry



Miss Mary Lodge McKee, daughter of Mr. and Mrs. James R. McKee, of New York, and granddaughter of the late President Benjamin Harrison, is to be married to Mr. Kurt Reisinger, son of Mr. and Mrs. Hugo Reisinger and grandson of the late Adolphus Busch, of St. Louis, and coincident with the celebration of the engagement, which previously had been denied, came the additional information that the marriage would take place in this city on November 15.

The British foreign office has received from Sir Lionel Carden, British minister to Mexico, a summary of Provisional President Huerta's declaration to the foreign diplomats in Mexico City, but this omits General Huerta's reference to the losses the United States is likely to suffer should it attempt to enforce its will upon Mexico. With only this summary to go by, British officials are unwilling to express an opinion.

Arrested on Disorderly Charge

After a fight in a small butcher shop at Twenty-fourth street and Second avenue about 11 o'clock last night, Mr. and Mrs. Ed Lewis of Avenue E and Thirty-fourth street were arrested and taken to the city jail where charges of disorderly conduct and resisting officers were placed against them.

Sorby Badly Hurt

A man giving the name of Earl Sorby was struck over the head by a negro last night about 11 o'clock at Eighteenth street and First avenue. Shaw's ambulance removed Mr. Sorby to St. Vincent's hospital, where it was stated that he was painfully not too fatally hurt. The negro escaped.

Pretty Well Advised

"So far as I know, and I am pretty well advised, Mr. Murphy never accounted for that \$10,000 any more than he accounted for the Brady \$25,000, which I refused, and which he accepted from Judge Beardsley."

Sulzer started his explanation of the Sulzer contribution tonight by declaring that after he was nominated for governor, Murphy was continually urging him to get campaign funds. Sulzer expressed reluctance to go to the "special interests" for money, as he said Murphy urged, but that the Tammany leaders prodding along this line continued.

"Mr. Murphy has charged me with misappropriating campaign money. I have denied that charge several times, and there is not a word of truth in the accusation."

"The Fraxley committee proved on the trial that I had received about \$27,000 all told from various sources during the time I was a candidate for governor. Of this sum \$19,000 went to my campaign committee. Ten thousand dollars—the Ryan money—went to Mr. Murphy and \$500 went to Mr. Murphy's closest personal friend. This man was to turn the money over to Mr. Murphy but he kept it. That is how my campaign funds went."

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THOMAS RESIGNS AS STATE COMMANDER

Will Give Up Maccabee Office to Enter Business

Supreme State Commander John N. Thomas, of the Knights of the Maccabees of the World, has tendered his resignation to Supreme Commander D. P. Markey, to be effective November 1. Mr. Thomas states he has resigned to enter business and that the relations between him and the officials of the supreme state and subordinate tents have been most cordial. He says he was accorded loyal support while serving as state commander.

The succession of Mr. Thomas has not been named as yet, but it is understood that several names have been presented to the supreme commander for the place. The office of state commander is both a responsible and important one, the Maccabees being strong throughout the state.

CAPITAL OFFICIALS AWAIT OUTCOME OF MEXICAN ELECTION WITH KEEN INTEREST

(Continued from Page One)

vicinity the federal military operations were reported as not very effective.

Quietly Awaits Outcome

London, October 25.—The British government is awaiting quietly the outcome of the Mexican elections, believing that they will help to solve the difficulties of that much perplexed country, and that when they have been disposed of the United States, Great Britain and the other interested powers will find a common ground for action tending to bring about peace.

At any rate, the British government does not wish to interfere and declares that it has not interfered in any way with the internal affairs of Mexico. Every move it has made has been simply taken with the object of protecting its interests. Even now, while other European powers are sending warships to the disturbed area, it is pointed out that Great Britain has refrained from doing so because it does not believe that there is any danger.

As the relations of the United States and England are concerned, there has not been any development since Ambassador Walter H. Page visited Sir Edward Grey at the foreign office last Monday, and none is expected until after the results of the Mexican elections are known. Sir Edward Grey will not return to London until Tuesday, which tends to belie reports that there has been a serious strain.

The British foreign office has received from Sir Lionel Carden, British minister to Mexico City, but this omits General Huerta's reference to the losses the United States is likely to suffer should it attempt to enforce its will upon Mexico. With only this summary to go by, British officials are unwilling to express an opinion.

Threats Might Result

Diplomatic circles here, however, consider that while President Huerta is in power, a summary of Provisional President Huerta's declaration to the foreign diplomats in Mexico City, but this omits General Huerta's reference to the losses the United States is likely to suffer should it attempt to enforce its will upon Mexico. With only this summary to go by, British officials are unwilling to express an opinion.

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published from here, but it is thought possible that Sir Lionel Carden himself might have done so, either through the representative of the United States in Mexico or through the British embassy at Washington. As far as the British government is concerned, however, it has not changed its usual policy of taking no notice of press reports unless they are officially drawn to its attention.

Report Unfounded

Likewise nothing is known here officially of the report that Sir Lionel Carden had told President Huerta that Great Britain desired him to support Federico Gamboa for the presidency. This, it is considered, would be direct interference in the internal affairs of Mexico, a course which the British government is opposing.

As a matter of fact, the British policy is one of non-interference and this was the gist of the foreign office's instructions to Sir Lionel Carden.

England still is of the opinion, however, that no mistake was made when the majority of the powers realized Provisional President Huerta. The other European powers, notably Germany, with which, however, no exchanges have taken place, still are quoted as supporting that view.

Everybody here is looking forward to the promised statement from Washington, believing that the moment it is issued the difference between the views of the United States and Great Britain will be shown to be so slight that they will almost disappear.

LEGALITY OF FEES PAID GOVERNOR'S SPECIAL COUNSEL SUBJECTED TO TEST

(Continued from Page One)

for Smith against the payment of such fees.

ACTED UNDER BRICKELL'S ADVICE

Following the alleged complaint of Judge Tyson, Special Counsel Troy informed Mr. Smith that he had a voucher for \$125, which had been approved by the governor. Mr. Smith told Mr. Troy that he would submit the question to the constitutionality of the statute Attorney General Robert C. Brickell before approving his warrant. Mr. Brickell advised Auditor Smith to refuse payment in order that the question as to might be tested in the courts. Acting upon the attorney general's verbal advice, Mr. Smith this morning refused to draw a warrant on the state treasurer for \$125 in favor of Special Counsel Troy, as a result a petition for a writ of mandamus directing the auditor to draw the warrant was immediately applied for.

During the present administration the state has paid approximately \$75,000 in special counsel fees under the provisions of the amendment to section 561 of the code. Mr. Troy, through his services as special counsel in the collection of penalties incurred through violations of the foreign corporation laws, has received nearly \$20,000 in fees. He has turned into the treasury about \$30,000, which and heretofore occupied, collected from 27 foreign corporations and has now in hand a number of claims and suits aggregating \$125,000.

RECEIVES 25 PER CENT OF PENALTIES

Under the terms of his contract with the state, which was drawn up and approved by the attorney general, Mr. Troy receives a compensation equal to 25 per centum of the amount of penalties he collects.

But not only is the legality of Mr. Troy's fees questioned, the fees of every special counsel employed by the governor during his present administration, with the exception of the attorneys employed in the rate litigation, is questioned. It is pointed out that the fees of special counsel are unconstitutional, they will be liable to the state for the amount they have drawn from the treasury.

PENNIMAN TO SPEAK HERE NOVEMBER 8

The date for the lecture on "Friendship" to be given by George W. Penniman of Michigan has been definitely settled and he will be here on the night of November 8, the place to be announced later. The affair will be under the auspices of the Third Pythian district campaign committee, which has in charge "Fagot Night," the great Pythian event, when some 500 candidates will be initiated into the mysteries of Pythian knighthood by the dramatic degree team from Dayton, O. The lecture by Mr. Penniman will be of interest to the public, which is invited by the committee to be present, as well as to the members of the Knights of Pythias.

The lecture deals with the immortal story of Damon and Pythias and to get the local color and historical data. Mr. Penniman has made two trips to Greece and Sicily and has secured quite a number of highly interesting photographs that will be shown during the lecture.

In addition to the story upon which the Pythian order was founded there will be other interesting matters brought out in the lecture. The campaign committee has requested that every member of the order in the Third district make an effort to hear this lecture and to bring a friend along who is not a member of the order.

Mr. Penniman is one of the best known members of the order of Knights of Pythias in the United States. He is a past grand chancellor of the state of Michigan. He is connected with the "Pythian" education committee of the supreme grand lodge, Knights of Pythias, and has held many honorable and important offices in the governing bodies of the order.

CHAMPION STABBED BY UNKNOWN MAN

J. L. Champion, a special officer living at Gate City, was stabbed by an unknown man at Fourteenth street and First avenue about 11 o'clock last night. Officer Champion could give no account of the affair except that a man whom he could not recognize in the darkness rushed up to him and struck at him with a knife, cutting him severely. Mr. Champion was removed to the Hillman hospital, where it was stated that although the special officer had lost a great deal of blood, he would recover.

BODEKER GOING TO MOBILE TODAY

Chief of Police George H. Bodeker and Detective Paul Cole will leave for Mobile this afternoon to attend the four days' session of the Southern Commercial congress at the special invitation of Chief of Police Crenshaw of Mobile.

As President Woodrow Wilson will be a visitor at the congress and great crowds are expected from all over the country Chief Crenshaw of Mobile requested the presence of Chief Bodeker and one of his detectives to assist the Mobile force in protecting the President of the United States as well as protect the crowd of visitors from pickpockets.

Gardner's Pocket Picked

W. S. Gardner of Warrior had his pocket picked in the First National Bank building yesterday of a pocketbook containing \$150. Mr. Gardner reported the matter to the police and detectives are investigating.

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HOOD & WHEELER'S is the BEST place to buy, because the home furniture at HOOD & WHEELER'S "Stands the Saw Test" and "Lasts-a-Lifetime."

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